



P R E S E N T :

Honorable Laura Taylor Swain, U.S.D.J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK-----X
MANHATTAN PROPERTIES I, LLC d/b/a
MANHATTAN PROPERTIES COMPANY,

Plaintiff,

-against-

SCOTT COOK, JOHN DOE, JANE DOE AND XYZ
CORP.,Defendants.
-----X

Civil Action No. 08 CV 5288 (LTS)

ORDER

The plaintiff having moved for an order pursuant to Federal Rule of Civil Procedure Rule 55 for a default judgment. In support of the motion, the plaintiff has submitted the affidavit of Claude J. Litton sworn to on December 12, 2008, and exhibits annexed thereto, including a copy of the summons and complaint in this action, the affidavits of service thereof, and the Clerks' certificate of default.

Upon the foregoing papers, and on motion of Rosenberg & Estis, P.C., attorneys for the plaintiff, it is hereby ORDERED as follows:

1. The motion is granted.

2. The defendant, *Scott Cook*, is hereby ordered to cease and desist from using the website <http://www.295fifthavenue.com>, defendant is hereby ordered to cease and desist from registering, re-registering, or otherwise encumbering the website <http://www.295fifthavenue.com> and it is further ordered that <http://www.295fifthavenue.com>, to the extent that defendant has any rights in said website, be transferred to plaintiff's sole and exclusive possession within 21 days of this Order. *The Clerk of Court is respectfully requested to enter judgment and close this case.*

Dated New York, New York

February 24, 2009

ENTER:

U.S.D.J.